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FAX TRANSMISSION

| | |
|---------------------|---|
| To | USPTO |
| Examiner | Rebecca L. Anderson |
| Fax Number | (571) 273-8300 |
| From | Daniel A. Pearson |
| Date | May 16, 2006 |
| Application No. | 10/626,356 |
| Attorney Docket No. | VPI/00-122 DIV2 US |
| | Reply to Notice of Non-Compliant Amendment |
| Total Pages | 27 |

Message or Comment

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002/027

MAY 16 2006

Attorney Docket No.: 00-122 DIV2 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

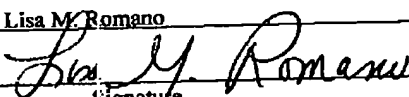
Application No.: 10/626,356
Confirmation No.: 1551
Filing Date: July 24, 2003
Examiner: Rebecca Anderson
Group Art Unit: 1626
Applicants: Michael Hale et al
For: ISOXAZOLE COMPOSITIONS USEFUL AS INHIBITORS OF ERK

May 16, 2006
Cambridge, Massachusetts

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certificate of Facsimile Transmission Under 37 CFR §1.8

I hereby certify that this correspondence and any documents referred to as attached hereto are being facsimile transmitted to the United States Patent and Trademark Office on May 16, 2006.

Lisa M. Romano

Signature

TRANSMITTAL LETTER

Sir:

Transmitted herewith: ☒ a Reply to Notice of Non-Compliant Amendment; ☐ a Petition for Extension of Time; ☐ a Declaration; ☐ a Power of Attorney; ☐ a copy of a Notice to File Missing Parts; ☐ a Response to Notice to File Missing Parts; ☐ a Supplemental Declaration; ☐ an Associate Power of Attorney; ☐ a substitute Specification; ☐ formal drawings; ☐ Notice of Appeal; ☐ Appeal Brief; ☐ Petition for Revival; to be filed in the above-identified patent application.

Applicants: Michael R. Hale
Application No. 10/626,356

FEE FOR ADDITIONAL CLAIMS

☒ A fee for additional claims is not required.

☐ A fee for additional claims is required.

The additional fee has been calculated as shown below:

| CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE | ADDITIONAL FEES |
|---|---|------------------|----------|--------------------|
| TOTAL CLAIMS | - | * = | X \$ 50 | = \$ 0 |
| INDEPENDENT CLAIMS | - | ** = | X \$ 200 | = \$ 0 |
| FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM | | | + \$ 360 | = \$ |
| TOTAL | | | | \$ 0 |

* If less than 20, insert 20.

** If less than 3, insert 3.

☐ A check in the amount of \$__ in payment of the filing fee is transmitted herewith.

☐ Please charge \$__ to Deposit Account No. 50-0725 in payment of the filing fee. A duplicate copy of this transmittal letter is transmitted herewith.

☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. § 1.16, in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to deposit Account No. 50-0725. A duplicate copy of this transmittal letter is transmitted herewith.

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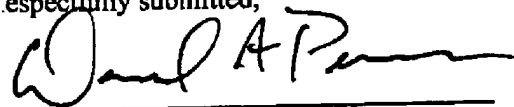
EXTENSION FEE

- ☐ The following extension is applicable to the Response filed herewith; ☐ \$120.00 extension fee for response within first month pursuant to 37 C.F.R. § 1.136(a); ☐ \$450.00 extension fee for response within second month pursuant to 37 C.F.R. § 1.136(a); ☐ \$1,020.00 extension fee for response within third month pursuant to 37 C.F.R. § 1.136(a); ☐ \$1,590.00 extension fee for response within fourth month pursuant to 37 C.F.R. § 1.136(a); ☐ \$2,160.00 within fifth month pursuant to 37 C.F.R. § 1.136(a).
- ☐ A check in the amount of ☐ \$120.00; ☐ \$450.00; ☐ \$1,020.00; ☐ \$1,590.00; ☐ \$2,160.00 in payment of the extension fee is transmitted herewith.
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MISCELLANEOUS FEES

- ☐ Please charge \$_____ to Deposit Account No. 50-0725 in payment of the for _____ (37 C.F.R. §_____).

Respectfully submitted,



Daniel A. Pearson (Reg. No. 58,053)

Agent for Applicants

Karen E. Brown (Reg. No. 43,866)

Attorney for Applicants

c/o Vertex Pharmaceuticals Incorporated

130 Waverly Street

Cambridge, Massachusetts 02139

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Fax: (617) 444-6483

Customer No. 27916

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Attorney Docket No.: 00-122 DIV2 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Confirmation No.: 1551
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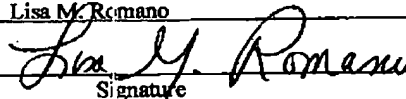
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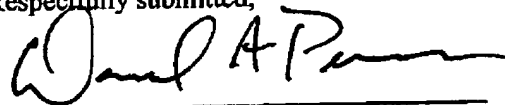
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Cambridge, Massachusetts

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REPLY TO NOTICE OF NON-COMPLIANT AMENDMENT

Sir:

This is in response to the May 12, 2006 Notice of Non-Compliant Amendment (hereafter "Notice") in the above-identified application. A response is due June 12, 2006. Accordingly, this reply is timely filed.

Amendments to the claims begin on page 2 of this Reply.

Remarks begin on 20 of this Reply.